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DECLARATION OF INTEREST

MB Docket No. 04-428
RM-11124

³ The reference coordinates for Station KAQX are 46-18-51 NL and 124-03-07 WL with a site restriction of 4.3 kilometers (2.6 miles) south of Long Beach.

Northwest for the reasonable costs and expenses associated with changing the Station KAQX channel.⁴ Additionally, to facilitate KAQX's channel change, we are substituting Channel 253A for vacant Channel 259A at Ilwaco, Washington at the same reference coordinates.⁵ The reference coordinates for Clatskanie, Long Beach, and Ilwaco, are all located within 320 kilometers (200 miles) of the U.S.-Canadian border. Although Canadian concurrence has been requested, notification has not been received. If construction permits for Channel 225C3 at Clatskanie, Oregon; Channel 259A Long Beach, Washington; and Channel 253A at Ilwaco, Washington are granted prior to receipt of formal concurrence by the Canadian government, the authorizations will include the following condition: "Operation with the facilities specified herein [for Clatskanie, Oregon; Long Beach or Ilwaco, Washington] is subject to the modification, suspension or, termination without right to hearing, if found by the Commission to be necessary in order to conform to the Canada-United States FM Broadcast Agreement, or if specifically objected to by Industry Canada."

3. The Commission will send a copy of this Report and Order in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. Section 801(a)(1)(A).

4. Accordingly, pursuant to the authority found in 47 U.S.C. Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) and 47 C.F.R. Sections 0.61, 0.204(b) and 0.283, IT IS ORDERED, That effective June 20, 2005, the FM Table of Allotments, 47 C.F.R. Section 73.202(b), IS AMENDED for the community listed below, as follows:

<u>Community</u>	<u>Channel No.</u>
Clatskanie, Oregon	225C3
Ilwaco, Washington	253A, 280C3
Long Beach, Washington	259A

5. IT IS FURTHER ORDERED, That, pursuant to 47 U.S.C. 316(a), that the authorization of New Northwest Broadcasters, LLC for Station KAQX(FM), Channel 224A, Long Beach, Washington, IS MODIFIED to specify operation on Channel 259A at Long Beach, Washington, subject to the following conditions:

(a) Within 90 days of the effective date of the *Order*, the licensee of Station KAQX(FM) shall submit to the Commission a minor change application for a construction permit (Form 301), specifying the new facility;

(b) Upon grant of the construction permit, program tests may be conducted in accordance with 47 C.F.R. Section 73.1620; and

⁴ See *Circleville, Ohio*, 8 FCC Rcd 159 (1967).

⁵ The coordinates at Ilwaco are 46-18-33 NL and 124-02-31 WL with a site restriction of 1 kilometer (0.6 miles) northwest of Ilwaco.

(c) Nothing contained herein shall be construed to authorize a change in transmitter location or to avoid the necessity of filing an environmental assessment pursuant to 47 C.F.R. Section 1.1307, unless the proposed facilities are categorically excluded from environmental processing.

6. A filing window period for Channel 225C3 for Clatskanie, Oregon will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent order.

7. IT IS FURTHER ORDERED, That, the aforementioned proceeding IS TERMINATED.

8. For further information concerning this proceeding, contact Helen McLean, Media Bureau, (202) 418-2738.

FEDERAL COMMUNICATIONS COMMISSION

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